

ANAHEIM UNION HIGH SCHOOL DISTRICT

501 N. Crescent Way, P.O. Box 3520, Anaheim, California 92803-3520, www.auhsd.us

BOARD OF TRUSTEES

Minutes

Thursday, February 16, 2023

1. CALL TO ORDER–ROLL CALL

Board President O’Neal called the regular meeting of the Anaheim Union High School District Board of Trustees to order at 3:15 p.m.

Present: Brian O’Neal, president; Annemarie Randle-Trejo, clerk; Katherine H. Smith, assistant clerk; Anna L. Piercy, and Jessica Guerrero, members; Michael B. Matsuda, superintendent; Jaron Fried, Ed.D., Brad Jackson, and Nancy Nien, Ph.D., assistant superintendents; Robert Saldivar, executive director, and Karl H. Widell, District counsel.

2. ADOPTION OF AGENDA

Staff requested the following amendments to the agenda:

- Exhibit I, replace page 1.
- Exhibit N, replace page 3.
- Exhibit BB, replace pages 1 and 2.

On the motion of Trustee Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees adopted the amended agenda. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O’Neal

3. PUBLIC COMMENTS, CLOSED SESSION ITEMS

There were no requests to speak.

4. CLOSED SESSION

The Board of Trustees entered closed session at 3:16 p.m.

5. RECONVENE MEETING, PLEDGE OF ALLEGIANCE, AND CLOSED SESSION REPORT OUT

5.1 Reconvene Meeting

The Board of Trustees reconvened into open session at 6:00 p.m.

5.2 Pledge of Allegiance and Moment of Silence

Student Representative to the Board of Trustees Omkar Katre led the Pledge of Allegiance to the Flag of the United States of America and provided a moment of silence.

5.3 **Closed Session Report**

Board Clerk Randle-Trejo reported the following actions taken during closed session.

- 5.3.1 No reportable action taken regarding public employee performance evaluation, superintendent.
- 5.3.2 No reportable action taken regarding anticipated litigation.
- 5.3.3 The Board of Trustees unanimously approved the settlement agreement in OAH Case No. 2022100321, resolving all issues in student's due process complaint by providing compensatory education reimbursements.
- 5.3.4 The Board of Trustees unanimously approved the settlement agreement in OAH Case No. 2022100342, resolving all issues in student's due process complaint by providing compensatory education and other reimbursements.
- 5.3.5 No reportable action taken regarding negotiations.
- 5.3.6 No reportable action taken regarding personnel.
- 5.3.7 The Board of Trustees unanimously voted to accept the agreement with employee HR-2022-23-11.
- 5.3.8 The Board of Trustees took formal action, with a 4-1 vote, to approve the expulsion of student 22-16. The roll call vote follows.

Ayes: Trustees Guerrero, Smith, Randle-Trejo, and O'Neal
Noes: Trustee Piercy

6. **REPORTS**

6.1 **Student Representative's Report**

Student Representative to the Board Omkar Katre reported on District events throughout the District such as field trips, Servathon, basketball tournament, and many more.

6.2 **Student Speakers**

There were no requests to speak.

6.3 **Reports of Associations**

James Goran, ASTA vice president, spoke about the collaboration and shared leadership with the District and its education partners. He also spoke about the financial future and enrollment trends that must be addressed in order to keep staff.

6.4 **Parent Teacher Student Association (PTSA) Report**

There was no report.

7. **RECOGNITION**

Orange County United Way

The Board of Trustees recognized Orange County United Way (OCUW) for their funding, which has supported numerous District programs, such as the Anaheim Collaborative, which assists in developing a systemic approach to providing all students with college and career readiness opportunities. OCUW has also donated funding to support the District's paid summer student internship opportunity through the Anaheim Innovative Mentoring Experience (AIME) program, as well as the Independent Learning Centers.

8. **PRESENTATIONS**

8.1 **Orange County United Way**

Background Information:

Since 1924, Orange County United Way has been at the forefront of health and human care services in Orange County. Orange County United Way collaborates with nonprofit agencies, corporate partners, and generous donors, to meet the greatest needs of the community. Orange County United Way has provided funding to the Anaheim Union High School District, which has supported numerous District programs, such as the Anaheim Collaborative, the Anaheim Innovative Mentoring Experience (AIME) program, as well as the Independent Learning Centers.

Current Consideration:

Orange County United Way staff presented to the Board of Trustees.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the information.

8.2 **Therapy Dogs in Educational Settings**

Background Information:

Therapy dogs in educational settings have gained traction in recent times. Increasingly, dogs have provided therapeutic support in early education settings, primary, and secondary schools, as well as university settings to support students' well-being, promote a sense of belonging in school, reduce stress and anxiety, and even facilitate learning.

Current Consideration:

Toni Stroud, with OC Animal Allies and Pet Partners, shared with the Board of Trustees a presentation on how therapy dogs can be used in educational settings.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the information.

9. **PUBLIC COMMENTS, OPEN SESSION ITEMS**

- 9.1 Matthew Griffin, Western High School assistant principal, thanked the Board and Cabinet for the continued support of athletics. Mr. Griffin highlighted the athletic teams who competed in the Orange League and CIF finals.

10. **ITEMS OF BUSINESS**

EDUCATIONAL SERVICES

10.1 **School-Sponsored Student Organizations**

Background Information:

The Board of Trustees shall give approval for the establishment of all student organizations. The proposed organizations shall not engage in any activities, other than those that are organizational in nature, until the Board of Trustees has approved its application.

Current Consideration:

The following schools submitted school-sponsored student organization applications:

10.1.1 Drone Pathway, Loara High School

10.1.2 TECHX, Walker Junior High School

Budget Implication:

Each school-sponsored student organization offsets operational costs through donations and fundraising efforts.

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees approved the school-sponsored organization applications.

The student representative to the Board of Trustees, Omkar Katre, cast his preferential vote for the school-sponsored organization.

RESOLUTIONS

10.2 **Resolution No. 2022/23-F-05, Adopt Resolution Determining that the Anaheim High School Track and Field Project is Exempt from the California Environmental Quality Act, Deciding to Carry Out the Project, and Directing the Filing of a Notice of Exemption**

Background Information:

The Anaheim Union High School District ("District") developed the Anaheim High School Field Project ("Proposed Project"), which consists of the replacement of an existing school athletic field with artificial turf, synthetic all-weather track, and goalposts; construction of an observational press box; installation of new tiered bleachers with solar/shade canopies, new field lighting, wall-mounted scoreboard, flagpole, irrigation system, storm and rainwater retention system; as well as improvements to path-of-travel, concrete paving, fencing, and landscaping.

The Proposed Project is located at Anaheim High School at 811 W. Lincoln Avenue, Anaheim, CA 92805 ("Site").

Current Consideration:

Before the District may consider approving the Proposed Project, it must complete environmental review under the California Environmental Quality Act ("CEQA"), which exempts certain projects from completing a negative declaration or environmental impact report. District staff has determined that the Proposed Project meets the definitions of the Class 1, Class 2, Class 11, and Class 14 Categorical Exemptions, set forth in CEQA Guidelines Sections 15301, 15302, 15311, and 15314.

The Class 1 Categorical Exemption exempts a project that consists of minor alterations to existing public facilities, involving negligible or no expansion of use. Here, the replacement of the existing athletic field with artificial turf and goalposts, and the minor additions of new field lights, a synthetic all-weather track surrounding the athletic field, bleachers with solar/shades, a wall-mounted scoreboard, irrigation system, storm drain improvements, as well as associated site work are minor repairs and alterations of an existing public school campus involving no expansion of use.

The Class 2 Categorical Exemption exempts a project that consists of the replacement or reconstruction of existing structures and facilities where the new structure or facility will be located on the same site as the one replaced, and will have substantially the same purpose and capacity as the one replaced. Here, the Proposed Project will replace the existing athletic field, which will have the same purpose and capacity.

The Class 11 Categorical Exemption exempts a project that consists of construction or placement of minor structures accessory to (appurtenant to) existing commercial, industrial, or institutional facilities. Here, the replacement and upgrade of the athletic field, as well as minor additions of field lights, shaded bleachers, scoreboard, press box, irrigation system, and associated site work are minor structures accessory to an existing school campus and located within the existing school campus.

The Class 14 Categorical Exemption exempts a project that consists of minor additions to existing schools that do not increase student capacity by more than 25 percent or 10 classrooms, whichever is less. Here, the replacement and upgrade of the athletic field, the addition of the running track around the athletic field, as well as minor accessory additions and improvements to an existing school do not increase the school's student capacity.

Once a project is determined to be exempt, it is no longer subject to either the procedural or substantive requirements of CEQA. Thus, CEQA review would be complete should the Board of Trustees determine that the Proposed Project is exempt and to carry out the Proposed Project. In this instance, CEQA Guidelines Section 15300.2 provides six exceptions that would disqualify a project from being categorically exempt. These are: (1) for the Class 11 Categorical Exemption, a project located within a particularly sensitive environmental location; (2) where the cumulative impact of successive projects of the same type, in the same place would be significant over time; (3) a significant environmental impact would occur due to unusual circumstances; (4) a project that would cause damage to scenic elements with a designated state scenic highway; (5) a project that is on a site designated as a Hazardous Waste Site; or (6) a project that causes a substantial adverse change to a historical resource. None of the exceptions would apply, as follows.

1. The Proposed Project is not within a sensitive environmental location; it is within an already established school campus surrounded by urban uses.
2. The Proposed Project is the only project of the same type at the same place. No other similar, successive projects are proposed near the Site.

3. There are no known unusual circumstances that would be caused by the renovation and operation of an athletic field on an existing school campus.
4. The Proposed Project is not within or near a designated state scenic highway. (<https://www.arcgis.com/apps/webappviewer/index.html?id=465dfd3d807c46cc8e8057116f1aaca>)
5. The Site is not on a site designated as a Hazardous Waste Site.
6. As there are no designated historical resources on the Campus, the Proposed Project would not cause a substantial adverse change to a historical resource.

Accordingly, there is no exception that would disqualify the Proposed Project from the Class 1, Class 2, Class 11, and Class 14 Categorical Exemptions.

Should the Board of Trustees adopt the resolution, the Proposed Project will be determined to be exempt from CEQA, the Proposed Project will be approved to be carried out, and District staff will file a Notice of Exemption with the Orange County Clerk-Recorder.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Piercy and duly seconded, the Board of Trustees adopted Resolution No. 2022/23-F-05, determining the Project be exempt from CEQA, approving the Proposed Project to be carried out, and directing that the Notice of Exemption be filed with the Orange County Clerk-Recorder. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O'Neal

10.3 **Resolution No. 2022/23-F-06, Adopt Resolution Determining that the Western High School Practice Field Project is Exempt from the California Environmental Quality Act, Deciding to Carry Out the Project, and Directing the Filing of a Notice of Exemption**

Background Information:

The Anaheim Union High School District ("District") developed the Western High School Practice Field Project ("Proposed Project"), which consists of the renovation of an existing, fenced-in athletic field with artificial turf, four field lights and a scoreboard, construction of an observational press box, addition of a metal shade structures with lighting, cameras, WiFi, installation of tiered bleachers under the metal shade structures, construction of a modular concession building with restroom facilities, installation of an entry canopy, marquee, and fencing, landscaping and access improvements, addition of high netting, a flagpole, as well as a storm and rainwater retention system.

The Proposed Project is located at Western High School at 501 S. Western Avenue, Anaheim, CA 92804 ("Site").

Current Consideration:

Before the District may consider approving the Proposed Project, it must complete environmental review under the California Environmental Quality Act ("CEQA"), which exempts certain projects from completing a negative declaration or environmental impact report. District staff have determined that the Proposed Project meets the definitions of the Class 1, Class 2, Class 11, and Class 14 Categorical Exemptions, set forth in CEQA Guidelines Sections 15301, 15302, 15311, and Class 15314.

The Class 1 Categorical Exemption exempts a project that consists of minor alterations to existing public facilities, involving negligible or no expansion of use. Here, the replacement of the athletic field and minor additions of tiered bleachers, press box, metal shade structures, concessions, restrooms, entry, as well as associated site work are minor repairs and alterations of an existing public school campus involving no expansion of use.

The Class 2 Categorical Exemption exempts a project that consists of the replacement or reconstruction of existing structures and facilities where the new structure or facility will be located on the same site as the one replaced, and will have substantially the same purpose and capacity as the one replaced. Here, the Proposed Project will replace the existing athletic field, which will have the same purpose and capacity; thereby, having negligible to no expansion of use.

The Class 11 Categorical Exemption exempts a project that consists of construction or placement of minor structures accessory to (appurtenant to) existing commercial, industrial, or institutional facilities. Here, the replacement of the athletic field and minor additions of tiered bleachers, press box, metal shade structures, concessions, restrooms, entry, as well as associated site work are minor structures accessory to an existing school campus and located within the existing school campus.

The Class 14 Categorical Exemption exempts a project that consists of minor additions to existing schools that do not increase student capacity by more than 25 percent or 10 classrooms, whichever is less. Here, the replacement of the athletic field and addition of an observational press box, shade structure, tiered bleachers, and concession building are minor additions to an existing school that do not increase the school's student capacity.

Once a project is determined to be exempt, it is no longer subject to either the procedural or substantive requirements of CEQA. Thus, CEQA review would be complete should the Board of Trustees determine that the Proposed Project is exempt and to carry out the Proposed Project. In this instance, CEQA Guidelines Section 15300.2 provides six exceptions that would disqualify a project from being categorically exempt. These are: (1) for the Class 11 Categorical Exemption, a project located within a particularly sensitive environmental location; (2) where the cumulative impact of successive projects of the same type, in the same place would be significant over time; (3) a significant environmental impact would occur due to unusual circumstances; (4) a project that would cause damage to scenic elements with a designated state scenic highway; (5) a project that is on a site designated as a Hazardous Waste Site; or (6) a project that causes a substantial adverse change to a historical resource. None of the exceptions would apply, as follows.

1. The Proposed Project is not within a sensitive environmental location; it is within an already established school campus surrounded by urban uses.
2. The Proposed Project is the only project of the same type at the same place. No other similar, successive projects are proposed at or near the Site.
3. There are no known unusual circumstances that would be caused by the construction, renovation, and operation of an athletic field on an existing school campus.
4. The Proposed Project is not within or near a designated state scenic highway. (<https://www.arcgis.com/apps/webappviewer/index.html?id=465dfd3d807c46cc8e8057116f1aaca>)
5. The Site is not on a site designated as a Hazardous Waste Site.
6. As there are no designated historical resources on the Campus, the Proposed Project would not cause a substantial adverse change to a historical resource.

Accordingly, there is no exception that would disqualify the Proposed Project from the Class 1, Class 2, Class 11, and Class 14 Categorical Exemptions.

Should the Board of Trustees adopt the resolution, the Proposed Project will be determined to be exempt from CEQA, the Proposed Project will be approved to be carried out, and District staff will file a Notice of Exemption with the Orange County Clerk-Recorder.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Piercy and duly seconded, following discussion, the Board of Trustees adopted Resolution No. 2022/23-F-06, determining the Project be exempt from CEQA, approving the project to be carried out, and directing that the Notice of Exemption be filed with the Orange County Clerk-Recorder. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O'Neal

10.4 **Resolution No. 2022/23-F-07, Adoption of Notice of Exemption for the Magnolia High School HVAC and Ventilation Improvements Project**

Background Information:

On June 16, 2022, the Board of Trustees adopted the updated District's Facilities Master Plan (FMP), which provides a roadmap for the future improvement and development of the District's facilities over the next ten years. Capital improvement projects at Magnolia High School are identified in the approved FMP.

The scope of work for the Project includes: (1) Replacement of existing HVAC equipment in kind; (2) Replacement of gas-powered equipment with electric to meet future electrification requirements; and (3) Ventilation improvements.

Current Consideration:

The District is required, pursuant to the California Environmental Quality Act (CEQA), Public Resources Code Sections 21000 et seq., to evaluate each potential public works project to determine whether that project might have a significant effect on the environment. CEQA and the Guidelines promulgated thereunder (California Code of Regulations, Title 14, Division 6, Chapter 3, Article 19) provide for categorical exemptions from the provisions of CEQA. Where an approved project is determined to be exempt from CEQA, the District may file a notice of exemption (NOE) with the Orange County Clerk-Recorder, who must then post the NOE for a period of thirty days.

The District has evaluated the Project and has determined that the Project is categorically exempt from CEQA.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo and duly seconded, the Board of Trustees adopted Resolution No. 2022/23-F-07, approving the NOE for the Project and directing that the NOE be filed with the Orange County Clerk-Recorder. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O'Neal

10.5 **Resolution No. 2022/23-E-11, Career and Technical Education Month**

Background Information:

The month of February has been designated as Career and Technical Education Month by the Association for Career and Technical Education. Career and technical education provides Americans with a school-to-career connection and it is the backbone of a strong, well-educated workforce, which fosters productivity in business and industry, as well as contributes to America's leadership in the international marketplace.

Current Consideration:

The Board of Trustees was requested to adopt Resolution No. 2022/23-E-11 for Career and Technical Education Month. The adoption of this resolution provides an opportunity to inform parents, guardians, and communities of the efforts that the District is making to promote career and technical education.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Smith and duly seconded, following discussion, the Board of Trustees adopted Resolution No. 2022/23-E-11. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O'Neal

10.6 **Resolution No. 2022/23-E-12, National Parent/Teacher Association Founders Day**

Background Information:

National Parent/Teacher Association Founders Day honors the dedication of the Parent/Teacher Association (PTA), which was established more than a century ago.

Current Consideration:

The Board of Trustees was requested to adopt Resolution No. 2022/23-E-12 for National Parent/Teacher Association Founders Day. The adoption of this resolution provides an opportunity to inform parents, guardians, and communities of the efforts that the District is making to support parent involvement and working on behalf of all children and families.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo and duly seconded, the Board of Trustees adopted Resolution No. 2022/23-E-12. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O'Neal

10.7 **Resolution No. 2022/23-E-13, Black History Month**

Background Information:

Black History Month in February celebrates the contributions that African Americans have made to American history in their struggles for freedom and equality, as well as deepens our understanding of our nation's history.

Current Consideration:

The Board of Trustees was requested to adopt Resolution No. 2022/23-E-13 for Black History Month. The adoption of this resolution provides an opportunity to inform parents, guardians, and communities of the efforts that the District is taking to honor the many achievements and contributions made by African Americans to our economic, cultural, spiritual, and political development.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo and duly seconded, the Board of Trustees adopted Resolution No. 2022/23-E-13. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O'Neal

10.8 **Resolution No. 2022/23-E-14, Read Across America 2023**

Background Information:

In 1997, an organization known as the National Education Association (NEA) advocated for a special day to celebrate reading throughout the United States. The first Read Across America Day was held on March 2, 1998. This nationwide observance coincides with the birthday of Dr. Seuss, who is known for writing children's books. The United States, particularly students, parents, and teachers, join forces on Read Across America Day, annually held on March 2.

Current Consideration:

The Board of Trustees was requested to adopt Resolution No. 2022/23-E-14 for Read Across America 2023. The adoption of this resolution provides an opportunity to inform parents, guardians, and communities of the efforts that the District is making to support community involvement in the education of our youth.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Smith and duly seconded, the Board of Trustees adopted Resolution No. 2022/23-E-14, as amended prior to the adoption of the agenda. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O'Neal

10.9 **Resolution No. 2022/23-E-15, Preserve Music in our Schools Month**

Background Information:

The month of March has been designated as Preserve Music in our School Month. For at least the past two decades, the U.S. House of Representatives has passed annual concurrent resolutions stating the importance of music education for all children in America's schools.

Current Consideration:

The Board of Trustees was requested to adopt Resolution No. 2022/23-E-15 for Preserve Music in our Schools Month. The adoption of the resolution recognizes that music education

is an important component of a well-rounded academic curriculum. The skills gained through sequential music instruction, including discipline and the ability to analyze, solve problems, create, communicate, as well as work cooperatively, are vital for success in the 21st century workplace.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo and duly seconded, following discussion, the Board of Trustees adopted Resolution No. 2022/23-E-15. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O'Neal

10.10 **Resolution No. 2022/23-E-16, Arts Education Month**

Background Information:

Arts education in California is mandated for pupils in grades one through twelve, inclusive by Sections 51210 and 51220 of the Education Code to provide that the adopted course of study shall include instruction in visual and performing arts, including instruction in the subjects of dance, music, theatre, and visual arts. This is aimed at the development of aesthetic appreciation and the skills of creative expression. Governors and mayors throughout the United States issue proclamations declaring March as Arts Education Month.

Current Consideration:

The Board of Trustees was requested to adopt Resolution No. 2022/23-E-16 for Arts Education Month. The adoption of this resolution provides an opportunity to inform parents, guardians, and communities of the efforts that the District is making to support Arts Education Month for the month of March.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Piercy and duly seconded, the Board of Trustees adopted Resolution No. 2022/23-E-16. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O'Neal

10.11 **Resolution No. 2022/23-E-17, Women's History Month**

Background Information:

Women's History Month had its origins as a national celebration, in 1981, when Congress passed Public Law 97-28, which authorized and requested the President to proclaim the week, beginning March 7, 1982, as Women's History Week. Throughout the next five years, Congress continued to pass joint resolutions designating a week in March as Women's History Week. In 1987, after being petitioned by the National Women's History Project, Congress passed Public Law 100-9, which designated the month of March, as Women's History Month. Since 1995, Presidents Clinton, Bush, and Obama have issued a series of annual proclamations designating the month of March as Women's History Month.

Current Consideration:

The Board of Trustees was requested to adopt Resolution No. 2022/23-E-17 for Women's History Month. The adoption of this resolution provides an opportunity to inform parents, guardians, and communities of the efforts that the District is making to support Women's History Month.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Smith and duly seconded, the Board of Trustees adopted Resolution No. 2022/23-E-17. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O'Neal

10.12 **Resolution No. 2022/23-E-18, National Athletic Training Month**

Background Information:

Since 1950, an organization known as the National Athletic Trainers' Association (NATA) has advocated for setting a standard for professionalism, education, certification, research, and practice settings nationwide. Since its inception, NATA has been a driving force behind the recognition of the athletic training profession. March has been designated as National Athletic Training Month.

Certified athletic trainers employed by the District are nationally certified and dedicated to providing professional health care for our student-athletes. The athletic healthcare services provided by certified athletic trainers include the education, prevention, recognition, evaluation, treatment, as well as rehabilitation of athletic injuries and illness. The District continues to be recognized as a leader in sports-related concussion management for high school athletes. Our athletic trainers work collaboratively with parents, school staff, and community medical providers to promote safe participation for over 23,000 student-athletes each year.

Current Consideration:

The Board of Trustees was requested to adopt Resolution No. 2022/23-E-18 recognizing March as National Athletic Training Month. The adoption of this resolution provides an opportunity to inform parents, guardians, and the community of the efforts that the District is making in the involvement of protecting our youth.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo and duly seconded, the Board of Trustees adopted Resolution No. 2022/23-E-18. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O'Neal

10.13 **Resolution No. 2022/23-BOT-02, Supporting the District's Commitment to Environmental Justice, Climate Action, and Sustainability**

Background Information:

The impacts of the global climate crisis are unprecedented in scale. Shifting weather patterns, extreme weather events, and rising sea levels result in issues such as food and water insecurity, expanding regions of drought and desertification, wildfires, catastrophic flooding, health implications, as well as massive relocation threatening all children throughout the District, California, and around the world.

Current Consideration:

The District believes that public schools should enhance and strengthen democracy through cultivation of student voice and agency by, for example, integrating social and environmental justice across all disciplines to equip students to be compassionate leaders, who support and advocate for their communities and who serve as stewards for our environment, now and into their future careers and civic life. Adoption of this resolution would support continued engagement with staff, students, families, and community members, as appropriate, to identify and promote learning opportunities within and beyond the traditional classroom setting to enhance and increase environmental, as well as climate literacy, justice, and action; purchase, develop, offer and provide associated professional learning opportunities; expand environmentally related AIME experiences; identify ways to increase regenerative and sustainable practices in District business operations; and further the District's relationship with the University of California and California State University as part of the Environmental and Climate Change Literacy Projects (ECCLPs) initiative.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo and duly seconded, the Board of Trustees adopted Resolution No. 2022/23-BOT-02, as amended prior to the adoption of the agenda. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O'Neal

BUSINESS SERVICES

10.14 **Amendment No. 2 Lease-Leaseback Agreement, Erickson-Hall Construction Co., Magnolia High School New Construction and Modernization-RFP #2022-20**

Background Information:

Staff is using the Lease-Leaseback (LLB) delivery method to procure construction for the Magnolia High School New Construction and Modernization Project (Project). Education Code Section 17406 is the LLB provision, which allows districts to lease to a person, firm, or corporation real property that belongs to the school district for the purpose of constructing buildings and improvements thereon, for District use during the term of the lease, and requires that title to the buildings and improvements vest in the District at the expiration of that term.

Current Consideration:

The District issued RFP #2022-20 inviting contractors to submit qualifications and proposals to perform the work associated with the Project. After a review of the submitted qualifications and proposals, as well as interviews of shortlisted firms, staff recommended to

the Board of Trustees the selection of Erickson-Hall Construction Co. (Erickson-Hall) as the LLB contractor for the Project. On August 11, 2022, the Board of Trustees ratified the LLB agreement with Erickson-Hall.

Construction is currently underway for the work initially approved by the Board of Trustees, including the work authorized under Amendment No. 1. Additional scope of work has been developed, specifically for the replacement of HVAC equipment and ventilation improvements using ESSER Funds. Erickson-Hall bid the subcontractor packages to various companies for the additional scope of work, and has identified the subcontractors they plan to use on the Project. Staff has negotiated the LLB agreement amendment, which includes the guaranteed maximum price (GMP) and contingencies, pursuant to the terms indicated in the forms of the LLB contract documents previously approved by the Board of Trustees. The LLB agreement shall be amended to include the additional scope of work under Amendment No. 2.

Budget Implication:

The current GMP, associated contingencies and allowances for the originally bid work is \$46,065,588. The LLB agreement's GMP will be amended by \$4,790,125, to incorporate the additional scope of work as described above under Amendment No. 2. The total Project costs for the amended GMP including District contingencies and allowances will not exceed \$50,855,713. (Measure H Funds, ESSER Funds, and/or other funds as appropriate)

Action:

On the motion of Trustee Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees ratified Amendment No. 2 to the LLB agreement with Erickson-Hall.

EDUCATIONAL SERVICES

10.15 Independent Contractor Agreement, Awareness in Motion (AIM) Formerly Known as MindKind Institute, LLC

Background Information:

MindKind Institute LLC has provided the Mindful Leadership AUHSD program and Self-Awareness Training for District administrators, school leaders, teachers, and parents since October 2017. These programs are a multi-pronged approach towards developing mindful leaders with the highest level of commitment to Career Preparedness Systems Framework (CPSF). MindKind Institute, LLC has transitioned to a rebrand in which the name has shifted to Awareness in Motion (AIM).

Current Consideration:

Awareness in Motion will partner with the District to provide an executive coaching program for District administration. They will train key leaders to facilitate mindkind practices and assist in the development of The Academy for Developing Transformative 5C Leaders. Services are being provided January 15, 2023, through June 30, 2023.

Budget Implication:

The total cost for these services is not to exceed \$109,250. (Educator Effectiveness Funds)

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees ratified the independent contractor agreement.

10.16 **Independent Contractor Agreement, Reveille, Inc.**

Background Information:

The Anaheim's Innovative Mentoring Experience (AIME) program has provided thousands of mentoring and internship experiences from over ninety business partners, providing career exploration experiences to District students and supporting the implementation of the District's Career Preparedness Systems Framework. These experiences have helped students find their voice and purpose while developing relationships with mentors who can support them in their career goals. In addition, the AIME program has developed a teacher externship program to bring career skills to the classroom.

The District would like to expand the AIME program to ensure that all students and teachers experience the benefits of these experiences. This will require raising additional funding, increasing the number of business partners, and awareness of the AIME program among staff, students, and parents. To accomplish these goals, the District would like to develop a branding and marketing plan, as well as updated marketing materials.

Reveille, Inc., (Reveille) is a branding and marketing communications agency that has guided local and global nonprofits, consumer brands, and corporations in developing branding, as well as marketing plans. Reveille has successfully worked with local nonprofits such as the Boys and Girls Clubs of Central Orange Coast, CHOC, Healthy Smiles, and Orange County United Way.

Current Consideration:

The District would like to enter into an agreement with Reveille to provide the following deliverables: branding and marketing plan, logo development, style guide and graphic guidelines, email campaign, video, as well as website redesign. The services being offered are highly specialized and require the expertise of a company that has proven experience with large local nonprofit organizations. Services will be provided February 17, 2023, through December 31, 2023.

Budget Implication:

The total cost for these services is not to exceed \$115,000. (Grant Funds)

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the independent contractor agreement.

10.17 **Memorandum of Understanding (MOU), Santa Clara County Office of Education, School Health Demonstration**

Background Information:

The California Department of Education's (CDE) Office of School-Based Health Programs announced that the District has been selected to participate in the School Health Demonstration Project (SHDP) as a Local Educational Agency Pilot Participant. This project will help establish best practices in Medi-Cal reimbursements and other ways local educational agencies (LEAs) can establish sustainable funding streams for essential services that support the mental health and wellness of students and families.

The District was awarded \$100,000 each year, for two calendar years, for a total of \$200,000. The funding shall be used for contracting with a technical assistance agency. Each year, the District can retain \$10,000 to use on activities or resources aligned with expectations of the grant.

The Santa Clara County Office of Education (SCCOE) is the agency that CDE selected as the State Lead LEA Medi-Cal Billing Option Program (BOP) Specialist. SCCOE is charged with offering technical assistance to LEAs that are recipients of the grant.

Current Consideration:

The District is expected to participate in a minimum of twelve and up to twenty-four consecutive monthly targeted coaching sessions facilitated by SCCOE. The District will receive monthly coaching that will address specific needs around school-based billing. Including specific recommendations and strategies based on strengths and needs assessment. Services are being provided January 1, 2023, through January 1, 2025.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Piercy, duly seconded and unanimously carried, the Board of Trustees ratified the memorandum of understanding.

10.18 **Agreement, High School Inc. Foundation**

Background Information:

In 2012, High School Inc. Foundation was developed to support a vision to be a catalyst for social and economic change in Orange County. They are attempting to reimagine education and creating the change to prepare students for college, career, and life success. They currently serve over 1,500 future workforce individuals.

Current Consideration:

The purpose of this agreement is to bring High School Inc. to support the program services tied to the Magnolia Agriscience Community Center. High School Inc. will provide additional staffing to provide resources and services onsite, as needed to support District students and families. Services are being provided February 16, 2023, and will automatically renew for the next five years, unless either party gives a 30-day notice to withdraw from the collaboration.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the agreement.

10.19 **Agreement, Pathful Inc.**

Background Information:

On December 13, 2022, the Board of Trustees approved an amendment to the Education and Innovation Research (EIR) Grant agreement with the Orange County Department of Education (OCDE). This amendment included the approval to utilize a three-year software subscription, called Pathful Inc., as a replacement for Nepris, which was a condition of the original grant. Nepris and Virtual Job Shadow are software applications that have been merged and are now part of Pathful Inc.

The software includes Pathful Explore and Pathful Connect, which will be used at three high schools; Anaheim, Cypress, and Loara high schools. Pathful Explore will be used by students

and teachers to engage and support the exploration of colleges and careers. It provides a combination of interactive tools, assessments, and real-world analysis, where students can discover diverse career pathways and chart their individualized paths. Pathful Connect matches teachers and students with the right industry professionals virtually from the classroom, providing companies with education outreach opportunities and creates equity of access for students.

Current Consideration:

Staff requested the approval of the agreement with Pathful Inc., January 3, 2023, through January 2, 2026, which will allow the District to fulfill its obligation under the Board of Trustees approved amendment to the OCDE EIR grant agreement.

Budget Implication:

The total cost is not to exceed \$79,650, for which the District will be reimbursed by OCDE through the EIR grant agreement.

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees ratified the agreement.

10.20 **Memorandum of Understanding (MOU), Anaheim Elementary School District, Anaheim TUPE Grant Consortium Collaboration 2023-26**

Background Information:

The District is re-applying to continue as the lead fiscal agency for a Tobacco Use Prevention Education (TUPE) consortium grant between Anaheim Elementary School District (AESD) and the District for a three-year term from 2023-26 with the application due February 28, 2023, to the California Department of Education TUPE Office. Grant goals include revitalizing the promotion of available intervention, cessation services, and anti-tobacco/vape messages, as well as increase efforts to educate students, parents, and staff about alternative tobacco products and current issues, as well as where to access intervention and cessation services. With the TUPE grant it would be beneficial to involve our main feeder elementary school district in our anti-tobacco/vape efforts.

Current Consideration:

In effort to create a continuous level of support from grades 6-12, for the next grant cycle (2023-26), the District will continue to act as the lead fiscal agency and collaborate with Anaheim Elementary School District. The District will receive notification that the TUPE grant application was approved by March 31, 2023, for the term of the grant. The grant is targeted for grades 6-12 and mandates that curriculum, specific to the appropriate grade levels, is taught at participating schools, including 24 AESD elementary sites and all District comprehensive schools, as well as Cambridge Virtual Academy, Gilbert and Polaris high schools. In addition, youth development activities related to tobacco and e-cigarette/vaping cessation/prevention are expected by each participating school, as well as ongoing prevention education for staff, students, and parents. Services will be provided July 1, 2023, through June 30, 2026.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees approved the memorandum of understanding.

HUMAN RESOURCES

10.21 **Initial Contract Proposal, AUHSD to APGA**

Background Information:

In accordance with Board Policy 6500.01, the District's initial contract proposal to APGA must be presented in writing to the Board of Trustees.

Current Consideration:

Before the negotiation process begins, proposals are presented to the public via a Board of Trustees' meeting. The District's initial contract proposal to APGA for the 2022-23 year was presented to the Board of Trustees.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the proposal in order to proceed to the public hearing.

10.22 **Public Hearing, Initial Contract Proposal, AUHSD to APGA**

Background Information:

The Board of Trustees is required to hold a public hearing to hear comments related to the District's initial contract proposal to APGA.

Current Consideration:

The Board must hold a public hearing of the District's initial contract proposal to APGA for the 2022-23 year. This is the public's opportunity to provide feedback and voice their support or any concerns associated with the proposal.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board formally opened a public hearing to provide the public an opportunity to speak on the proposal.

President O'Neal opened the public hearing at 7:01 p.m.

There were no requests to speak.

President O'Neal closed the public hearing at 7:01 p.m.

10.23 **Initial Contract Proposal, APGA to AUHSD**

Background Information:

In accordance with Board Policy 6500.01, the Anaheim Personnel and Guidance Association's (APGA) initial contract proposal to the District must be presented in writing to the Board of Trustees.

Current Consideration:

Before the negotiation process begins, proposals are presented to the public via a Board of Trustees' meeting. APGA's initial contract proposal to the District for the 2022-23 year was presented to the Board of Trustees.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the proposal in order to proceed to the public hearing.

10.24 **Public Hearing, Initial Contract Proposal, APGA to AUHSD**

Background Information:

The Board of Trustees is required to hold a public hearing to hear comments related to the Anaheim Personnel and Guidance Association's (APGA) initial contract proposal to the District.

Current Consideration:

The Board must hold a public hearing of APGA's initial contract proposal to the District for the 2022-23 year. This is the public's opportunity to provide feedback and voice their support or any concerns associated with the proposal.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board formally opened a public hearing to provide the public an opportunity to speak on the proposal.

President O'Neal opened the public hearing at 7:01 p.m.

There were no requests to speak.

President O'Neal closed the public hearing at 7:01 p.m.

10.25 **Public Hearing, Disclosure of Collective Bargaining Agreement with CSEA**

Background Information:

The Board of Trustees was requested to hold a public hearing on the collective bargaining agreement with the California School Employees Association (CSEA) for the 2022-23 year, in accordance with AB 1200 (Statutes of 1991, G.C. 3547.3, Chapter 1213). Copies of the disclosure are available for review and study in the Business Office, 501 N. Crescent Way, Anaheim, California 92801.

Current Consideration:

After the negotiation process with CSEA has concluded, the collective bargaining agreement is presented to the public via a Board of Trustees' meeting. This is the public's opportunity to provide feedback and voice their support or any concerns associated with the agreement.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board formally opened the public hearing to provide the public an opportunity to speak on the proposed agreement.

President O'Neal opened the public hearing at 7:01 p.m.

There were no requests to speak.

President O'Neal closed the public hearing at 7:01 p.m.

10.26 **Adoption of the 2022-23 Collective Bargaining Agreement with CSEA**

Background Information:

The District entered into contract negotiations with the California School Employees Association (CSEA) for a successor agreement after proposals were brought forth by both parties. Negotiations were held and a tentative agreement was reached by both parties and ratified by CSEA.

Current Consideration:

The tentative agreement includes an 8 percent increase on the salary schedule retroactive to July 1, 2022.

Budget Implication:

The increase for the 8 percent salary schedule increase will impact the budget with an additional estimated expense of \$3,929,066 per year. (General Fund)

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees adopted the 2022-23 collective bargaining agreement with CSEA.

10.27 **Salary Increase for Executive Director, Greater Anaheim Special Education Local Plan Area (GASELPA)**

Background Information:

The executive director of GASELPA is a non-bargaining employee of the District. Salaries for unrepresented and contract employees may be reviewed and adjusted, per the employment agreement. The AUHSD Board of Trustees must approve changes to the salaries for unrepresented and contract employees even when District funds are not used and salaries are paid using pass-through funds.

Current Consideration:

Due to the salary increase reached with the bargaining and non-bargaining employee associations of the District, the salary increase for the executive director of GASELPA shall increase by 8 percent using pass-through funds. This increase was approved by the GASELPA Board of Trustees on February 15, 2023.

Budget Implication:

There will be no direct impact to the District's budget. The executive director of GASELPA salary will be increased for a total annual salary of \$241,322, effective July 1, 2022. This additional expense will be paid using GASELPA funds.

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees approved the salary increase.

SUPERINTENDENT'S OFFICE

10.28 **2023 California School Boards Association Delegate Assembly Election**

Background Information:

The California School Boards Association (CSBA) is the nonprofit education association representing the elected officials who govern public school districts and county offices of education. With a membership of nearly 1,000 educational agencies statewide, CSBA brings together school governing boards, as well as administrators from districts and county offices of education to advocate for effective policies that advance the education and well-being of the state's more than six million school age children. A membership driven association, CSBA provides policy resources and training to members, as well as represents the statewide interests of public education through legal, political legislative, community, and media advocacy.

CSBA's Delegate Assembly is a vital link in the association's governance structure. Working with local districts, county offices, the board of directors, and executive committee, delegates ensure that the association reflects the interests of school districts and county offices of education throughout the state.

Delegates are elected by CSBA member boards by region and serve a two-year term. Nominees for delegates must be a member of a member board within that geographic region.

Current Consideration:

This is an opportunity for the Board of Trustees to consider voting for candidates. The Board, as a whole, may vote for up to nine candidates. No more than one vote for any candidate may be submitted. The ballot also contains a provision for write-in candidates. The ballot must be postmarked by the U.S. Post Office on, or before, Wednesday, March 15, 2023.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees voted for the following candidates: Leandra Blades, Michelle Barto, Bonnie Castrey, Jackie Filbeck, Carrie Flanders, Lauren Klaztker, Rhodia Shead, and Suzie Swartz.

11. **CONSENT CALENDAR**

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, following discussion, the Board of Trustees approved all consent calendar items, with the exception of items 11.10, Exhibit II, and item 11.11, pulled by Trustee O'Neal. The roll call vote follows.

Ayes: Trustees Guerrero, Piercy, Smith, Randle-Trejo, and O’Neal

BUSINESS SERVICES

11.1 Amendment, Agreement, Retireefirst, LLC

Background Information:

The District has been associated with Retireefirst, LLC, the third-party administrator for retiree Medicare supplement plans, since 2020.

Current Consideration:

The Board was requested to approve an increase to the existing agreement, to allow Retireefirst, LLC to continue the administration of retiree health plans, eligibility maintenance, billing, renewal, request for proposal management, and Centers for Medicare and Medicaid Services notifications through June 30, 2023.

Budget Implication:

The increase for the retiree services is to be an additional \$1,000,000, for a total cost of \$3,522,797. (Health and Welfare Fund)

Action:

The Board of Trustees approved the amendment.

11.2 Award of Bids, E-Rate 26

Background Information:

The Schools and Libraries Program of the Universal Service Fund, commonly known as E-Rate, is administered by the Universal Service Administrative Company (USAC) under the direction of the Federal Communications Commission (FCC), and provides discounts to assist most schools and libraries in the United States to obtain affordable digital services, equipment, software, and internet access.

At the October 13, 2022, Board meeting, the process to utilize competitive request for proposals (RFPs) was approved by the Board of Trustees, and staff proceeded with the bidding process.

Current Consideration:

As a result of the bidding process, the following RFP will be awarded to the lowest responsible and responsive bidders per Resolution No. 2022/23-B-04 pursuant to Public Contract Code (PCC) 20118.2.

Award of Bid

<u>Bid#</u>	<u>Service</u>	<u>Award</u>	<u>Amount</u>
2023-12	Network Equipment	Sehi Computer Products, Inc.	\$973,950

Budget Implication:

Under the Federal E-Rate program, USAC will directly subsidize the cost of the material, equipment, and services being awarded. The District will qualify for a reduction in cost based on the District’s percent of students that qualify for Alternate Income Form.

E-Rate: \$827,857

General Fund: \$146,093

Action:

The Board of Trustees awarded Bid No. 2023-12 pursuant to PCC 20118.2 as listed.

11.3 **Amendment, Agreement, Optimum Energy Design LLC**

Background Information:

In 2021, the District issued RFP 2022-04 for Architectural and Engineering Services, pursuant to Government Code Section 53060, seeking qualified firms to provide professional services for the District's construction projects. Optimum Energy Design LLC (OED) has been providing engineering services for various bond, public works construction, and renovation projects.

Current Consideration:

The District has an interest in continuing to utilize the services provided by OED as required for the ongoing Measure H and ESSER projects, as well as other construction work associated with the Maintenance and Facilities departments. An amendment to the agreement is required to increase the services with OED. The firm has prior knowledge of the District's facilities, projects, and standard procedures.

Budget Implication:

The amendment to the agreement will increase the cost by an additional \$1,000,000, for a total cost not to exceed \$2,000,000, through November 19, 2026. All other terms and conditions of the agreement will remain unchanged. (Measure H Fund, ESSER Funds, Facilities Funds, Maintenance Funds, and/or other funds as appropriate)

Action:

The Board of Trustees approved the amendment.

11.4 **Award of Bids**

The Board of Trustees was requested to award the following bids.

<u>Bid#</u>	<u>Service</u>	<u>Award</u>	<u>Amount</u>
2023-19	Walker Junior High School Motorized Gate and Fencing (Maintenance Funds and/or other Facilities Funds as appropriate)	Econo Fence, Inc,	\$124,515
2023-20	Handel Stadium Walkway Coating (Maintenance Funds and/or other funds as appropriate)	Western Specialty Contractors	\$185,000

Action:

The Board of Trustees awarded Bids 2023-19 and 2023-20.

11.5 **Ratification of Change Orders**

Bid #2023-01, Kennedy High School Window Replacement East Whittier Glass & Mirror Company, Inc. Original Contract	P.O. #S64A0115 \$185,525
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Change Order #1	\$1,327
New Contract Value	\$186,852
Bid #2023-04, Katella High School Roofing Project Best Contracting Services, Inc.	P.O. #S64A0119
Original Contract	\$997,200
Change Order #1	(\$29,520)
New Contract Value	\$967,680
Bid #2023-05, Oxford Academy Roofing Project Bishop Inc.	P.O. #S64A0118
Original Contract	\$337,493
Change Order #1	(\$50,000)
New Contract Value	\$287,493
Bid #2023-10, Brookhurst Junior High School Fencing Project J & A Fence	P.O. #S64A2601
Original Contract	\$43,350
Change Order #1	(\$5,000)
New Contract Value	\$38,350

Action:

The Board of Trustees ratified the change orders as listed above, as amended prior to the adoption of the agenda.

11.6 **Notices of Completion**

Bid #2023-01, Kennedy High School Window Glass Replacement East Whittier Glass & Mirror Company, Inc.	P.O. #S64A0115
Original Contract	\$185,525
Contract Changes	\$1,327
Total Amount Paid	\$186,852
Bid #2023-04, Katella High School Roofing Project Best Contracting Services, Inc.	P.O. #S64A0119
Original Contract	\$997,200
Change Order	(\$29,520)
New Contract Value	\$967,680
Bid #2023-05, Oxford Academy Roofing Project Bishop Inc.	P.O. #S64A0118
Original Contract	\$337,493
Change Order	(\$50,000)
New Contract Value	\$287,493

Bid #2023-10, Brookhurst Junior High School
Fencing Project
J & A Fence
Original Contract
Change Order
New Contract Value

P.O. #S64A2601

\$43,350
(\$5,000)
\$38,350

Action:

The Board of Trustees authorized the assistant superintendent of Business to accept Bids 2023-01, 2023-04, 2023-05, and 2023-10 as complete, and authorized the filing of the notices of completion with the Office of the County Recorder.

11.7 **Declaring Certain Furniture and Equipment as Unusable, Obsolete, and/or Out-of-Date, and Ready for Sale or Destruction**

Action:

The Board of Trustees approved the list of District furniture and equipment as unusable, obsolete, and/or out-of-date, and ready for sale or destruction, as well as authorized proper disposal in accordance with Education Code Section 17545 or 17546.

11.8 **Declaring Certain Textbooks and Instructional Materials as Unusable, Obsolete, and/or Out-of-Date, Damaged, and Ready for Sale or Destruction**

Action:

The Board of Trustees approved the list of District textbooks and instructional materials as unusable, obsolete, and/or out-of-date, damaged, and ready for sale or destruction as surplus, as well as authorized staff to dispose of the textbooks and instructional materials in accordance with Education Code Section 60510 et al.

11.9 **Donations**

Action:

The Board of Trustees accepted the donations as submitted.

On the motion of Trustee Randle-Trejo and duly seconded, the Board of Trustees ratified items 11.10, Exhibit II, and 11.11 with the following vote.

Ayes: Trustees Guerrero, Piercy, Smith, and Randle-Trejo

Abstain: Trustee O'Neal

11.10 **Purchase Order Detail Report and Change Orders**

Action:

The Board of Trustees ratified the reports January 9, 2023, through February 2, 2023.

11.11 **Check Register/Warrants Report**

Action:

The Board of Trustees ratified the report January 9, 2023, through February 2, 2023.

11.12 **SUPPLEMENTAL INFORMATION**

11.12.1 ASB Fund, September 2022

11.12.2 Cafeteria Fund, November 2022

11.12.3 Enrollment, Month 5

EDUCATIONAL SERVICES

11.13 Amendment No. 2, Educational Consulting Agreement, Youth Engage, LLC

Background Information:

Brian Brady, founder and president of Youth Engage, LLC, has 30 years of experience working in nonprofit leadership, youth civic engagement, and youth development. His expertise is in nonprofits, schools, and how to help cities and communities improve their youth engagement models. Brian has deep-rooted program development experience in Chicago and successfully scaled the Mikva Challenge program model to over twenty cities. In addition, Brian has secured multimillion dollar grants from the Bezos Family Foundation, the Gates Foundation, the Ford Foundation, and Facebook to drive national scaling strategies.

Schools and communities need to find powerful yet cost-effective strategies to drive improvement. Fostering youth voice and development, 21st century skill-building, as well as civic engagement is precisely that—a high impact and low-cost intervention. Research shows that harnessing the power of youth voice, 21st century skills and civic engagement will improve schools and communities in multiple areas including: equity and inclusion, student engagement and achievement, school culture and safety, college and workforce readiness, as well as community engagement.

Current Consideration:

On July 16, 2022, the Board approved the educational consulting agreement with Youth Engage, LLC to design, market, and launch the AUHSD Career Preparedness Systems Framework (CPSF) Learning Hub. An amendment was approved on October 13, 2022, to provide additional services, which resulted in an increase to the previously approved amount of \$45,000. The new total amount was not to exceed \$52,000. A new amendment is requested given the success of the last six months with the services provided. In particular in helping secure the Stuart Foundation Demonstration Site grant and the CZI Student Voice grant, which means the District needs some additional consulting support to execute on this increased workload and added projects to the school year. All other terms and conditions remain intact.

Budget Implication:

The new amended cost of services is not to exceed \$102,000. (General Fund)

Action:

The Board of Trustees approved the amendment.

11.14 Independent Contractor Agreement, Flypoet Entertainment

Background Information:

The 3rd Annual AUHSD Black History Month Celebration will be held on February 24, 2023, at the AUHSD Performing Arts Center. This is a student-led celebration created by collaborative efforts of the Black Student Union clubs throughout the District and the Black Lives Matter Task Force. This year's celebration highlights are performances by Spoken Word Artist Ed Mabrey, Visual Artist Norton Wisdom, Omega Psi Phi Steppers from California State University, Fullerton, and Le Ballet Dembaya West African Dance and Drum Troupe.

Spoken Word is poetry explicitly written to be performed on-stage, rather than read from the page. As an art form, it focuses on the aesthetics of wordplay, intonation, and voice inflection. Spoken word is a powerful, high-energy, form of cultural expression that has strong ties to storytelling, modern poetry, post-modern performance, and monologue theatre. An Interpretive Painter will also be a part of this performance creating a work of art live on-stage.

Current Consideration:

Flypoet Entertainment is providing a spoken word artist and interpretive painter that will perform at the 3rd Annual AUHSD Black History Month Celebration. Services will be provided February 24, 2023, through June 30, 2023.

Budget Implication:

The total costs for these services is not to exceed \$2,800. (General Fund and/or Innovation Funds)

Action:

The Board of Trustees approved the agreement.

11.15 **Collaboration Agreement, Whitaker Peace and Development Initiative (WPDI), Cypress High School**

Background Information:

Whitaker Peace and Development Initiative (WPDI) is a nonprofit organization founded to support humanitarian work aimed at helping societies transform into safer and more productive communities. WPDI firmly believes in the power of education to stop and peacefully resolve school-based violence, and to create the conditions necessary to enhance social, as well as emotional learning of students. WPDI gives students and educators the skills they need to be able to identify conflict in their lives and respond in a positive way. WPDI has partnered with our District and provided services in the past to Ball and Walker junior high schools, as well as Cambridge Virtual Academy.

Current Consideration:

WPDI will establish trainer of trainers workshops at Cypress High School for all site-level staff, as well as monthly professional development trainings for teachers and peer mediation training for students. Services will be provided February 17, 2023, through June 30, 2026.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees approved the collaboration agreement.

11.16 **Amendment, Educational Consulting Agreement, Jacque Nunez, Journeys to the Past**

Background Information:

Journey's to The Past is a Native American, family-owned, company that focuses on teaching that every culture is important and should be celebrated. Their unique programs take students on a journey into the lifestyle of the California Indian, in particular the Acjachemen Nation, which flourished in Southern California hundreds of years ago. Jacque Nunez shares through stories and songs her people's indigenous tools, instruments, games,

and clothing. She includes how American Indians preserve their culture today by participating in Intertribal Pow Wows.

Current Consideration:

Jacque Nunez will host an assembly for Anaheim High School students. The original educational consulting agreement was approved by the Board of Trustees on November 17, 2022, an amendment was requested to extend the dates of service, as well as to increase the previously approved amount. The new dates of service are November 18, 2022, through May 1, 2023. All other terms and conditions remain intact.

Budget Implication:

The amended total cost for these services is not to exceed \$1,500. The previously approved amount was not to exceed \$750. (Site Funds)

Action:

The Board of Trustees approved the amendment.

11.17 **Independent Contractor Agreement, Anaheim Family YMCA**

Background Information:

The District has received funding through the California Department of Education After School Education and Safety (ASES) Program grant for the past 14 years. The District subcontracted the administration of the ASES grant to the Anaheim Family YMCA through the Anaheim Achieves program at Ball, Brookhurst, Dale, Orangeview, South, and Sycamore junior high schools. Anaheim Family YMCA provides program administration, staffing, equipment, materials, training, data collection, and evaluation for the aforementioned school sites.

Current Consideration:

The District was awarded another year of funding by the California Department of Education ASES grant, in the amount of \$909,333 for the fiscal year, July 1, 2022, through June 30, 2023. The structure of the approval process prevents the District from approving the ASES grant prior to the contract being developed. Therefore, this agreement will be signed following Board approval. The agreement allows the District to pay YMCA for these services. Services are being provided July 1, 2022, through June 30, 2023.

Budget Implication:

The District passes the funds to the YMCA, less an indirect cost of five percent of the total ASES funds; therefore, there are no direct implications to the budget. The ASES funds for the 2021-22 year were \$909,333. The District will retain five percent of expenditures for indirect costs, for a total contracted amount not to exceed \$863,866.35. (ASES Grant Funds)

Action:

The Board of Trustees ratified the agreement.

11.18 **Amendment, Agreement, North Orange County Community College District (NOCCCD) College and Career Access Pathways (CCAP), Dual Enrollment Partnership, Cypress College and Fullerton College**

Background Information:

NOCCCD has offered concurrent enrollment in selected courses to high school students for over a decade. NOCCCD and the District have entered into a College and Career Access Pathways partnership agreement for the purpose of offering or expanding dual enrollment opportunities, consistent with the provisions of Assembly Bill 288, for high school students. The goal is to develop seamless pathways from high school to community college.

Current Consideration:

An agreement with NOCCCD, through Cypress College and Fullerton College, was approved on June 17, 2021, to offer dual enrollment courses at the following school sites: Anaheim, Cypress, Gilbert, Katella, Kennedy, Loara, Magnolia, Polaris, Savanna, and Western high schools, as well as Oxford Academy and Cambridge Virtual Academy. An amendment is necessary to include additional courses. All other terms of the agreement remain intact.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees approved the amendment.

11.19 **Independent Contractor Agreement, Dr. Fernando Rodríguez-Valls**

Background Information:

The District currently serves over 600 plurilingual students/English Learners (newcomers), who have been enrolled in United States (U.S.) schools less than three years. In order to accelerate their English language acquisition and plurilingualism, the District will continue the Summer Language Academy, an enrichment program for four weeks during the month of June, to serve up to 100 high school plurilingual/English Learner students. The curriculum design, developed by Dr. Fernando Rodríguez-Valls, Professor, California State University, Fullerton, involves students in activities that allow them to explore the English language in all its dimensions through art, literature, and film, while connecting them with their cultural identities and using their full linguistic repertoire. Dr. Rodríguez-Valls created partnerships with school districts, local educational agencies and universities to develop and implement community-based literacy programs. Dr. Rodríguez-Valls' work focuses on equitable instructional practices, as well as on the socio-cultural factors affecting their academic achievement, educational continuity, and school engagement.

Current Consideration:

Dr. Fernando Rodríguez-Valls, in collaboration with District staff, will design and tailor the curriculum to fit the needs of the District's plurilingual/English Learner students. His services will also include professional learning for District staff, teachers, and support staff, classroom observations, collection and analyzing of data, as well as a written report of the second-year program. Services will be provided February 17, 2023, through July 31, 2023.

Budget Implication:

The total cost for these services is not to exceed \$15,000. (Title III Funds)

Action:

The Board of Trustees approved the agreement.

11.20 **Agreement, ALTA Language Services, Inc.**

Background Information:

The California Department of Education established the State Seal of Biliteracy to recognize high school graduates who have attained a level of proficiency in speaking, reading, and writing in one or more languages in addition to English. This encourages students to study languages, to attain biliteracy, as well as provide employers with language and biliteracy skills. The District continues to award over 1,000 Seal of Biliteracy awards a year.

Current Consideration:

ALTA Language Services, Inc. provides language proficiency testing to high school students in more than 90 languages, including low-density languages that are often not available from other testing providers. It is projected that this demand for Seal of Biliteracy throughout the District will continue to increase in the 2023-24 year. Services will be provided February 17, 2023, through February 17, 2024.

Budget Implication:

The cost for these as-needed services is not to exceed \$5,000. (LCFF Funds)

Action:

The Board of Trustees approved the agreement with ALTA Language Services, Inc.

11.21 **Memorandum of Understanding (MOU), Career Technical Education Incentive Grant Consortium Application with North Orange County ROP**

Background Information:

The Career and Technical Education Incentive Grant (CTEIG) is established as a state education, economic, and workforce development initiative with the goal of providing pupils in kindergarten through grade twelve, inclusive, with the knowledge and skills necessary to transition to employment and postsecondary education. The purpose of this program is to encourage and maintain the delivery of career technical education (CTE) programs per Education Code (EC) Sections 53070–53076.4. Districts may apply individually, as well as apply as a consortium with partner districts, as long as the total Average Daily Attendance (ADA) cited in each application does not exceed the total ADA of the districts applying for the grant.

Current Consideration:

The District has submitted an individual application for CTEIG, and would also like to participate in a consortium application submitted by North Orange County ROP in order to maximize potential funding from the grant. In order to receive a Grant Award Notification, North Orange County ROP must have a MOU with the District. The purpose of this MOU is to establish a mutually beneficial relationship between the parties and to set forth the responsibilities of the parties as related to the implementation of the CTEIG program. Services are being provided July 1, 2022, through December 31, 2024.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees ratified the memorandum of understanding.

11.22 **Agreement, California State University, Fullerton (CSUF), Field Education Partnership**

Background Information:

California State University, Fullerton (CSUF) and its Department of Social Work has established approved field education programs of specialized training for a Master's in Social Work. The program requires partnerships with agencies where students can obtain the learning experience required in the curriculum. The agency must be equipped with specialized staff to provide the trainees the practical learning experience, training, and professional development that is aligned with the university curriculum and national standards.

Current Consideration:

CSUF agrees to provide interns every academic year, who will serve as service providers in training. The District agrees to provide specialized supervision and meet all expectations with evaluations, learning expectations, and communication with university field faculty. Services will be provided February 17, 2023, and will automatically renew annually for the next five years, unless either party provides written notice of termination.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees approved the agreement.

11.23 **Instructional Materials Submitted for Adoption**

The Instructional Materials Review Committee recommended the selected materials for courses in dual enrollment courses. The books have been made available for public view.

Action:

The Board of Trustees adopted the selected materials.

11.24 **Instructional Materials Submitted for Display**

The Instructional Materials Review Committee recommended the selected material for display, for courses in English language arts. Before the materials can be approved for adoption, they must be made available for public review. The Board of Trustees was requested to consider adoption of the materials following the end of the period of public display, February 17, 2023, through March 7, 2023.

Action:

The Board of Trustees approved the display.

11.25 **Field Trip Report**

Action:

The Board of Trustees approved/ratified the report as submitted.

HUMAN RESOURCES

11.26 **2021-22 and 2022-23 Employee Salary Schedules**

Background Information:

The California Public Employees' Retirement System (CalPERS) requires the Board of Trustees to formally approve classified salary schedules, along with any subsequent additions, corrections, or modifications made to the schedules. Routine modifications continue to be necessary to accurately represent negotiated changes, necessary updates, and corrections on the schedules.

Current Consideration:

Adopt modifications to the salary schedules for the American Federation of State, County, and Municipal Employees (AFSCME) and California School Employee Association (CSEA) employee groups.

The proposed modifications include the following:

- AFSCME: Correction of monthly rates being rounded to the zero decimal point in accordance with the format required by CalPERS.
- CSEA: Retroactive inclusion of Job Developer/Job Coach to clarify it was the previous job title for the Workability Placement Specialist until May 10, 2022, before being revised as of May 11, 2022.

Budget Implication:

The approval for the salary schedule itself is not approval to fund specific assignments, but rather approval for the types of positions and compensation that may be approved with subsequent Board action for specific individuals.

Action:

The Board of Trustees adopted the salary schedules for the AFSCME and CSEA employee groups as submitted.

11.27 **Agreement, Lozano Smith, LLP**

Background Information:

Lozano Smith, LLP provides legal services, which are not or cannot be provided by attorneys at the Orange County Department of Education, including consultation and representation in human resources, litigation, and other specialty matters. The District previously had an agreement in place with Lozano Smith, LLP, May 8, 2019, through June 30, 2021.

Current Consideration:

The District would like to engage the services of the legal firm Lozano Smith, LLP to provide legal services, including human resources and litigation support. Services will be provided February 17, 2023, through June 30, 2024, on an as-needed basis.

Budget Implication:

Services will be provided at a cost not to exceed \$25,000 per year. (General Fund)

Action:

The Board of Trustees approved the agreement.

11.28 **Certificated Personnel Report**

Action:

The Board of Trustees approved/ratified the report as submitted.

11.29 **Classified Personnel Report**

Action:

The Board of Trustees approved/ratified the report as submitted.

SUPERINTENDENT'S OFFICE

11.30 **Board of Trustees' Meeting Minutes**

11.30.1 December 13, 2022, Regular Meeting

11.30.2 January 19, 2023, Regular Meeting

Action:

The Board of Trustees approved the minutes as submitted.

12. **SUPERINTENDENT AND STAFF REPORT**

There was no report.

13. **BOARD OF TRUSTEES' REPORT**

Trustee Guerrero reported she attended the Servathon, Tet Parade, District Choral and Band Showcase, 7th Grade Showcase at Sycamore Junior High School, Walker Junior High School's Extravaganza, College Signing Day at Western High School, Black History Parade, Baseball Field Dedication at Katella High School, LCAP Meeting, International Night at Magnolia High School, PTA Founder's Day Celebration, Meet and Greet with the Educational Services Department, "Topping" Ceremony at Magnolia High School, Budget Committee Meeting, and visited Anaheim and Magnolia high schools, as well as Ball and Sycamore junior high schools.

Trustee Piercy indicated she attended the 6th Grade Orientation at Lexington Junior High School, Western High School's Field Improvement Community Meeting, Insurance Committee Meeting, Graduation Committee Meeting, International Night at Magnolia High School, and the "Topping" Ceremony at Magnolia High School.

Trustee Smith said she attended the Student Discipline Task Force Meeting and Insurance Committee Meeting. She also thanked the NOCROP staff in attendance.

Trustee Randle-Trejo thanked NOCROP staff in attendance and stated she attended the ROP Board Meeting, GASELPA Board Meeting, Baseball Field Dedication at Katella High School, LA Opera event with Gilbert High School, and the "Topping" Ceremony at Magnolia High School.

Trustee O'Neal reported he attended the Budget Committee Meeting, District Choral and Band Showcase, and the ROP Board Meeting.

14. **ADVANCE PLANNING**

14.1 **Future Meeting Dates**

The next meeting of the Board of Trustees will be held on Tuesday, March 7, 2023, at 6:00 p.m.

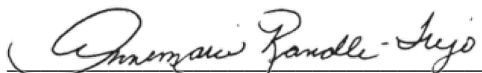
Thursday, April 13
Thursday, May 4
Thursday, June 8
Thursday, June 15
Thursday, July 20

Thursday, August 10
Thursday, September 14
Thursday, October 12
Thursday, November 16
Thursday, December 14

14.2 **Suggested Agenda Items**

15. **ADJOURNMENT**

On the motion of Trustee Piercy, duly seconded and unanimously carried, the Board of Trustees adjourned the meeting at 7:27 p.m.

Approved 
Clerk, Board of Trustees